



Linda S. Adams
Secretary for
Environmental Protection

State Water Resources Control Board

Division of Water Rights

1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ 916.341.5300
P.O. Box 2000 ♦ Sacramento, California 95812-2000
Fax: 916.341.5400 ♦ www.waterrights.ca.gov

SURNAME



Arnold Schwarzenegger
Governor

Mailed 10/18/2007

In Reply Refer
to:300:BR:S001133

James R. Duncan
542-400 Little Valley Road
McArthur, CA 96056

Dear Mr. Duncan:

OWNER ASSIGNMENT FOR STATEMENT OF WATER DIVERSION AND USE NO. S001133,
FOR DIVERSION FROM PIT RIVER TRIBUTARY TO SACRAMENTO RIVER IN LASSEN
COUNTY

On April 7, 2005 the State Water Resources Control Board, Division of Water Rights (Division)
received your Supplemental Statement of Water Diversion and Use (Statement) for 2002, 2003
and 2004, transferring the ownership of the riparian claim from Marion Y. Duncan to
James R. Duncan.

Division staff updated the primary contact information for Statement No. S001133 to show the
following:

Statement ID: S001133
Current Owner: James R. Duncan
Mailing Address: 542-400 Little Valley Road
McArthur, CA 96056
Telephone: (530) 336-5605

A Supplemental Statement will be mailed to you every three years. The submittal of a
Supplemental Statement is the record of your water use. It is used by the Division to verify
existing data and also gives the Division the ability to notify you of water right matters related to
your riparian claim.

Should you have questions regarding this matter, please contact me at (916) 341-5376 or
brigby@waterboards.ca.gov.


Sincerely,

BILL RIGBY
Engineering Associate
Data Management Unit

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SURNAME

California Environmental Protection Agency

 Recycled Paper

BR 10/18/07

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

S001133%\$2004

2002, 2003, 2004

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: MARION Y DUNCAN; JAMES R. DUNCAN
542-400 LITTLE VALLEY RD.
MCARTHUR, CALIF. 96056

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

MARION Y DUNCAN — MARION HAS DIED AND
542-400 LITTLE VALLEY RD THE NEW OWNER IS
MCARTHUR, CA 96056-8641 JAMES R. DUNCAN.

STATEMENT NO.: S001133

CONTACT PHONE NO.: (916) 336-5697

530-336-5605

Source Name: PIT RIVER

Tributary To: SACRAMENTO RIVER

County: Lassen

Year of First Use: 1900

Diversion Within: NE1/4 of NW1/4 Section 20, T37N, R06E, MB&M

Parcel Number:

A. Water is Used Under: Riparian claim ☒ Pre-1914 right ☐ Other (explain): ☐B. Year of First Use: (Please provide if missing above) C. Amount of Use: Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)				Acre-feet (AF)				Other		Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec		
2002														
2003														
2004														

D. Purpose of Use — Specify number of acres irrigated, stock watered, persons served, etc.Irrigation 10 acres; Stockwatering ☒; Domestic ☐Other (specify) E. Changes in Method of Diversion — Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☐ NO ☒
Describe any water conservation efforts you have initiated:

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year (AF/MG) Year (AF/MG) Year (AF/MG)

Reduction in consumptive use:

Year (AF/MG) Year (AF/MG) Year (AF/MG)I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐5-11-05
PRM

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO ____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO X.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 4/6/05, 20 ____ at _____, California

SIGNATURE: James R Duncan

PRINTED NAME: James R DUNCAN
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

State Water Resources Control Board
Division of Water Rights
P. O. Box 2000
Sacramento, CA 95812-2000

James R. Duncan
542-400 Little Valley Rd.
McArthur, CA 96056

5-1133

STATE WATER RESOURCES
CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
96 JUN 12 AM 10:47

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: MARION Y DUNCAN

MARION Y DUNCAN
PITTVILLE ROUTE
MCARTHUR, CA 95056

STATEMENT NO: S001133

SOURCE: PIT RIVER
TRIBUTARY TO: SACRAMENTO RIVER
COUNTY: LASSEN
DIVERSION

TELEPHONE NUMBER:

(916) 336-5697

YEAR OF FIRST USE: 1900

PARCEL NO:

WITHIN: NE¼ OF NW¼ SECTION 20, T37N, R6E, MB&M.

A. Water is used under: Riparian claim _____; Pre 1914 right _____; Other (explain) _____

B. Year of first use (Please provide if missing above) _____.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) _____

YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	OCT.	NOV.	DEC	TOTAL ANNUAL
1993			X	X	X	X	X	X	X	X	X		
1994			X	X	X	X	X	X	X	X	X		
1995			X	X	X	X	X	X	X	X	X		

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 10 acres; Stockwatering 100 HEAD; Domestic _____

Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 9, 19 96, at Pittville, California

SIGNATURE: Marion Y. Duncan

PRINTED NAME: MARION

(FIRST NAME)

(M. NAME)

DUNCAN

(LAST NAME)

COMPANY NAME: _____

See back of page for General Information. If there is insufficient space for your answers,
please number them in the space provided on the back of this form.

OCT 17

KRB

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 001133

MARION Y. DUNCAN
PITTVILLE ROUTE
MCARTHUR, CA 95056

TELEPHONE NUMBER:
(916) 336-5697

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: PIT RIVER

TRIBUTARY TO: SACRAMENTO RIVER

COUNTY: LASSEN

YEAR OF FIRST USE: 1900

DIVERSION

WITHIN: NE1/4 OF NW1/4 SECTION 20, T37N, R06E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain) ☐

B. Year of first use (Please provide if missing above) ☐

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) ☐

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991		✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		
1992		✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1993		✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation ☒ acres; Stockwatering 100 Head; Domestic ☐
Other (specify) ☐

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
☐
☐
☐

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.
☐
☐

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: March 7, 1994, at McArthur CA 95056, California

Signature: Marion Y Duncan

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

S1133

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

- A. Name of person diverting water. George R. Duncan
Address Pittville Rt. M^cArthur 96056
- B. Name of body of water at point of diversion Pit River
Tributary to Sacramento
- C. Place of diversion NE 1/4 NW 1/4 Section 20, Township 37N, Range 6E, MD B&M, Lassen County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

- D. Name of works PUMP 15 H.P.
- E. Capacity of diversion works 250 G.P.M. cubic feet per second
gallons per minute
gallons
acre-feet
Capacity of storage reservoir
State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1966	:	:	:	33	34	33	34	34	33	17	:	:	218

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

- Maximum annual water use in recent years 235 gallons
acre-feet
Minimum annual water use in recent years 201 gallons
acre-feet
Type of diversion facility: gravity ☒ pump ☒
Method of measurement: weir ☐ flume ☐ electric power meter ☐ water meter ☐ estimate ☐
Rated Pump Capacity

- F. Purpose of use (what water is being used for) Irrigation of Crops + Pasture Watering Cattle
- G. General description or location of place of use (use sketch of section grid on reverse side if you desire)
River Bank about 160 Ft South of Sec. line Bet. Sec 17 + 20
- H. Year of first use as nearly as known 1900

- I. Name of person filing statement George R. Duncan
Position Owner Organization
Address Pittville Rt. M^cArthur

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed 7/9/67 Signature George R. Duncan

See Instructions on Reverse Side